

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.5027 of 2007

Between:

Siliveru China Veera Bhadram and another.

PETITIONERS ..

and

The Government of Andhra Pradesh,
Department of Tribal Welfare,
and others.

RESPONDENTS ..

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ORDER:

It is the case of the petitioners that they are the owners of the property to an extent of Ac.3-25 gts. in Sy.Nos.127/5/1/A and 127/5/1/AA situated at Amerada village, Aswapuram Mandal, Khammam District.

The Special Deputy Tahsildar can initiate and file a report either *suo motu* or on any complaint filed by a Tribal.

It appears that on a complaint filed by the 4th respondent, the Special Deputy Tahsildar (Tribal Welfare), Palvanha, initiated a case and filed a report. Basing of the said report, the Special Deputy Collector (Tribal Welfare), Bhadrachalam, passed an Order, dated 24-04-2000, in L.T.R.Case No.63/99/APM, ordering ejectment of the petitioners from the land in question and directed the Mandal Revenue Officer, Aswapuram, to take possession of the said land.

Aggrieved by the said order, the petitioners herein filed C.M.A.No.57 of 2005 on the file of the Additional Agent to Government, Bhadrachalam-2nd respondent. The Appellate Authority, through order, dated 18-11-2006, dismissed the appeal confirming the Order passed by the Special Deputy Collector (Tribal Welfare), Bhadrachalam.

Aggrieved by the same, the petitioners filed a revision under Section 6 of A.P. Scheduled Areas Land Transfer Regulations, 1959, on 21-02-2007, along with a stay application before the 1st respondent.

It is stated that though the records were called for, so far, no orders have been passed in the revision and the same is pending.

As the revision is pending before the 1st respondent, without expressing any opinion on the merits of the case, I am of the opinion that it is just and proper to direct the 1st respondent to dispose of the revision itself.

The writ petition is, accordingly, disposed of directing the 1st respondent to consider and dispose of the revision, as expeditiously as possible, in accordance with law, after giving reasonable opportunity to all the concerned. Pending disposal of the revision, the petitioners shall not be dispossessed from the land in question. There shall be no order as to costs.

13-03-2007

Prv